



1753

Patent
Attorney Docket 612,404-377
(prev 265/247)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

JING CHENG et al.

Serial No.: 09/905,755

Filed: July 13, 2001

For: CHANNEL-LESS SEPARATION OF
BIOPARTICLES ON A BIOELECTRONIC
CHIP BY DIELECTROPHORESIS

Group Art Unit: 1753

Examiner: Starsiak

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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. The accompanying Form PTO 1449 provides a listing of documents that may be relevant to the subject application.

It is requested that the Examiner fully consider the art cited in the accompanying Form PTO 1449, initial the left-most column of the form adjacent each cited reference, and return a copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

CERTIFICATE OF MAILING - (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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9/26/03

Denise Doss
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In accordance with §1.97(b), this Information Disclosure Statement is being filed before the mailing of a first Office Action on the merits of the above-identified application, and therefore no fee is required. If a first Office Action has been mailed, then please enter this Information Disclosure Statement and charge Deposit Account No. 50-0639 for any necessary fees.

In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO 1449 are not enclosed herewith because they were previously cited in a prior parent application for which a claim for priority under 35 U.S.C. §120 has been made in the instant application. Accordingly, Applicants will provide duplicate copies in respect of the present case only if the Examiner so desires.

This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made. Nor does this statement constitute an admission by Applicants or Applicants' agent that the information provided herein is necessarily prior art to Applicants' invention. Moreover, Applicants reserve the right to establish the patentability of the claimed invention over any of the listed documents should they be applied thereagainst as references. Please charge any deficiency or credit any overpayment to Deposit Account No. 50-0639.

Patent
Attorney Docket 612,404-377
(prev 265/247)

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: Sept 26, 2003

By: David B. Murphy
David B. Murphy
Reg. No. 31,125
Attorneys for Applicant

DBM/dnd

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U. S. PATENT AND TRADEMARK OFFICE
LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S
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APPLICANT:

Cheng J.

FILING DATE:
July 13, 2001GROUP:
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U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE
	3,627,137	12/14/1971	Bier	210	321	12/14/1971
	4,326,934	04/27/1982	Pohl	204	547	12/31/1979
	4,617,102	10/14/1986	Tomblin et al	204	299	03/21/1985
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	4,936,963	06/26/1990	Mandecki et al	204	182.8	05/23/1989
	5,078,853	01/07/1992	Manning et al	204	299	03/22/1991
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	5,593,580	01/14/1997	Kopf	210	321.75	03/15/1995
	5,728,267	03/17/1998	Flaherty	210	321.67	11/15/1994
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FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO
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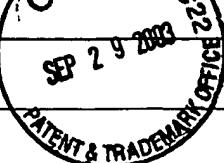
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATIO YES NO
	DE 2051715 A	04/27/72	Germany (Max Planck)			
	GB 2118975 A	11/09/83	GB (Nishizawa et al)			
	GB 1359944 A	07/17/94	GB (Miles Lab)			
	WO 01/13126 A1	02/22/01	PCT (Heller et al)			

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LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT

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09/905,755APPLICANT:
Cheng J.FILING DATE:
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

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